

Minutes of the Maine Real Estate Commission

September 21, 2006

MEMBERS PRESENT

Winfred Stevens, Chairman
Earl Black
Susan Lewis Hodgkins
David Kitchen
Jeffrey Mitchell

STAFF PRESENT

Carol Leighton, Director
Karen Bivins, Deputy Director
Robert Perkins, Assistant Attorney General
Judy Phillips, Examiner
Marilyn Lugner, Education Coordinator
Susan Greenlaw, Secretary

MEMBERS ABSENT

Sharon Millett

Location: Central Conference Room

Start: 9:00 a.m.

Adjourn: 12:15 p.m.

Agenda Modifications

A motion was made by Jeffrey Mitchell and seconded by David Kitchen to add the following to the agenda. Unanimous.

- I. Proposed Consent Agreements
 - A. #2006-REC-2644
 - B. #2006-REC-2716
- II. Memo – Associate Broker distance education programs

Commission Minutes

A motion was made by Jeffrey Mitchell and seconded by David Kitchen to approve the minutes of the August 30, 2006 meeting as written. Unanimous.

Adjudicatory Hearings

The hearing in the matter of Director v. Francois J. Rodrigue was continued.

The Chair opened the hearing in the matter of Susan F. Thurlow v. Director. Thurlow was not present nor represented by counsel. The Director was present and represented by Assistant Attorney General Robert Perkins. Public deliberations were conducted at the close of the hearing. A motion was made by Jeffrey Mitchell and seconded by Earl Black to uphold the denial of Thurlow's application for a sales agent license.

The Chair opened the hearing in the matter of Eric R. Stoddard v. Director. Stoddard was present and not represented by counsel. The Director was present and represented by Assistant Attorney General Robert Perkins. Public deliberations were conducted at the close of the hearing. A motion was made by David Kitchen and seconded by Jeffrey Mitchell to uphold the denial of Stoddard's application for a sales agent license. Hodgkins, Kitchen, and Mitchell voted in the affirmative; Black and Stevens opposed. Motion carried.

Proposed Consent Agreements

A motion was made by David Kitchen and seconded by Jeffrey Mitchell to accept the Proposed Consent Agreements in case numbers 2004-REC-105, 2006-REC-2868, 2006-REC-2937, 2006-REC-2951, 2006-REC-2644, 2006-REC-2716. Unanimous.

Dismissed Complaints

#2005-REC-16: Winfred Stevens recused and left the room. A motion was made by Jeffrey Mitchell and seconded by Earl Black to accept the Proposed Dismissal. Black, Hodgkins, Kitchen, and Mitchell voted in the affirmative; none opposed. Motion carried.

A motion was made by and seconded by to accept the Proposed Dismissal in case number 2004-REC-122. Unanimous.

Director's Report

Associate Broker Course – Documented Experience Form – who can be a “mentor”: The members reaffirmed that the field experience training for sales agents was to be obtained within the real estate company either directly by the designated broker or a mentor, within the company, selected by the designated broker. The members agreed that the designated broker may also contract with a real estate trainer to offer in-house training for certain sections of the mandated form. The Director will amend the field experience document form to clarify who may offer the training required as part of the associate broker course for the Commission's review at the next meeting.

Proposed Commission meeting schedule – 2007 – confirm dates: This will be discussed at the November meeting.

Memo – Pre-license distance education programs: The Director will obtain additional information for review at the next meeting.

Next Meeting Scheduled for October 19, 2006

The meeting was adjourned at 12:15 p.m.

This report respectfully submitted,

Winfred A. Stevens
Chairman

Carol J. Leighton
Director